

ASSEMBLY BILL

No. 264

Introduced by Assembly Member Correa

February 16, 2001

An act to amend Section 9801 of the Business and Professions Code, relating to electronic and appliance repair.

LEGISLATIVE COUNSEL'S DIGEST

AB 264, as introduced, Correa. Electronic and appliance repair dealers.

The Electronic and Appliance Repair Dealer Registration Law which is administered by the Bureau of Electronic and Appliance Repair in the Department of Consumer Affairs sets forth various definitions applicable to that law, including defining the term “electronic set.”

This bill would provide that the term “electronic set” does not include a cellular telephone.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9801 of the Business and Professions
- 2 Code is amended to read:
- 3 9801. The following terms as used in this chapter have the
- 4 meaning expressed in this section:
- 5 (a) “Person” includes firm, partnership, association, limited
- 6 liability company, or corporation.
- 7 (b) “Department” means the Department of Consumer
- 8 Affairs.

1 (c) “Director” means the Director of Consumer Affairs.

2 (d) “Bureau” means the Bureau of Electronic and Appliance
3 Repair.

4 (e) “Chief” means the Chief of the Bureau of Electronic and
5 Appliance Repair.

6 (f) “Service dealer” means a person who, for compensation,
7 engages in, or holds himself or herself out to the public as offering
8 services in, the business of:

9 (1) Repairing, servicing, or maintaining an electronic set
10 normally used or sold for personal, family, household, or home
11 office use.

12 (2) Installing, repairing, servicing, or maintaining equipment
13 or a burglar alarm system for use in private motor vehicles.

14 (3) Installing, repairing, servicing, or maintaining television or
15 radio receiver antennas, rotators, and accessories or direct satellite
16 signal receiving equipment located on or adjacent to a residence
17 and not involving a function which is subject to and regulated
18 under the provisions of Chapter 9 (commencing with Section
19 7000).

20 (4) Repairing, servicing, or maintaining major appliances.

21 (g) “Equipment” for the purposes of this chapter means an
22 electronic set, appliance, antenna, rotator, and accessories.

23 (h) “Electronic set” includes, but is not limited to, any
24 television, radio, audio or video recorder or playback equipment,
25 video camera, video game, video monitor, computer system,
26 photocopier, ~~or facsimile machine, or cellular telephone~~ normally
27 used or sold for personal, family, household, or home office use.

28 (i) “Appliance” or “major home appliance” includes, but is
29 not limited to, any refrigerator, freezer, range, microwave oven,
30 washer, dryer, dishwasher, trash compactor, or room air
31 conditioner normally used or sold for personal, family, household,
32 or home office use, or for use in private motor vehicles.

33 (j) “Antenna” includes, but is not limited to, a resonant device
34 designed especially for the purpose of capturing electromagnetic
35 energy transmitted by direct satellite or commercial radio or
36 television broadcasting facilities. An antenna, and its associated
37 accessories, is not deemed to be a part of a set, and shall be
38 considered, under this section, to be located outside or in the attic
39 of a residence.

1 (k) “Rotator,” when used in connection with an antenna
2 installation or repair, includes, but is not limited to, an
3 electromechanical device operated from a remote location to
4 rotate an antenna on a horizontal plane. A rotator and its associated
5 accessories is not deemed to be a part of a set and shall be
6 considered under this section, with the exception of the directional
7 control unit, to be located outside or in the attic of a residence.

8 (l) “Accessories,” when used in connection with an antenna or
9 rotator installation or repair, includes, but is not limited to, masts,
10 towers, clamps, guy wires, eye hooks, standoff insulators, roof
11 saddles, vent pipe mounts, chimney mount kits, signal
12 amplifiers/boosters, multiset couplers, transmission lines, control
13 cables, directional control units, and other devices as may be used
14 from time to time to effect installation or repair.

15 (m) “Computer system” includes, but is not limited to, a
16 central processing unit which performs data manipulation
17 functions, and any associated peripheral devices, including, but
18 not limited to, keyboards, display terminals, printers, or disk
19 drives.

20 (n) “Video game” includes, but is not limited to, any electronic
21 amusement device which utilizes a computer, microprocessor, or
22 similar electronic circuitry and its own cathode ray tube or a
23 television set or a monitor.

24 (o) “Direct satellite signal receiving equipment” includes, but
25 is not limited to, receivers, down converters, amplifiers, and audio
26 or video processors related to the reception of audio, video, or data
27 signals broadcasted or rebroadcasted by communication satellites
28 located in space.

29 (p) “Electronic repair industry” means those activities defined
30 in paragraph (1), (2), or (3) of subdivision (f).

31 (q) “Appliance repair industry” means those activities defined
32 in paragraph (4) of subdivision (f).

